

THE HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNIVERA INC., a Delaware corporation,

Plaintiff,

v.

JOHN TERHUNE, an individual; PATRICIA
TERHUNE, an individual; TERHUNE
ENTERPRISES, LLC, a Florida limited liability
company; MARSHALL DOUGLAS, an
individual; DIANA DOUGLAS, an individual;
DOUGLAS ENTERPRISES
INTERNATIONAL, LLC, a Florida limited
liability company,

Defendants.

Case No. C09-5227 RBL

**STIPULATION AND [PROPOSED]
ORDER REGARDING SCHEDULE FOR
BRIEFING OF MOTION TO DISMISS**

Note on Motion Calendar: Aug. 25, 2009

STIPULATION

Plaintiff and Defendants stipulate and agree as follows:

1. Defendants have filed a motion to dismiss, presently noted for August 21, 2009.
2. Defendants' motion shall be renoted for August 28, 2009, with their reply briefing due the same date.

1 **STIPULATED, AGREED TO, AND PRESENTED BY:**

2 Dated: August 25, 2009

 Dated: August 25, 2009

3 **GRAHAM & DUNN PC**

DAVIS WRIGHT TREMAINE LLP

4 By /s/ David C. Lundsgaard

 By /s/ Charles Wright

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 Charles Wright, WSBA #31940

6 Pier 70

 Matthew Sullivan, WSBA #40873

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10 **BAKER & HOSTETLER LLP**

 D. J. Poyfair (admitted *pro hac vice*)

 Attorneys for Plaintiff Univera Inc.

11 Paul. S. Swedlund (admitted *pro hac vice*)

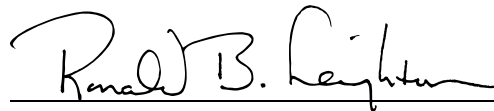
12 Attorneys for Defendants

13 * * *

14 **ORDER**

15 PURSUANT TO STIPULATION,

16 IT IS SO ORDERED this 25th day of August, 2009.

17 

18 RONALD B. LEIGHTON
19 UNITED STATES DISTRICT JUDGE

20 **CERTIFICATE OF SERVICE**

21 I hereby certify that on August 25, 2009, I filed the above Stipulation and [Proposed]
22 Order Regarding Schedule for Briefing of Motion to Dismiss with the Clerk of the Court using
23 the CM/ECF system which will send notification of such filing to the following:

24 Charles S. Wright
25 Davis Wright Tremaine LLP

26 **STIPULATION AND [PROPOSED] ORDER**
REGARDING SCHEDULE FOR BRIEFING
OF MOTION TO DISMISS -- 2
No. 09-5227 RBL

M40899-1257679

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8 Paul S. Swedlund
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11 DATED this 25th day of August, 2009, at Seattle, Washington.

12 GRAHAM & DUNN PC

13 By /s/ David C. Lundsgaard
14 David C. Lundsgaard